

REMARKS

In response to the outstanding Office Action mailed January 22, 2010, submitted herewith is the Declaration of co-inventor Hyun Lee under 37 CFR 1.132.

In the Action, Claims 1-3 and 13 are rejected under 35 U.S.C. 102(e) as being anticipated by US 2006/0262227 (Jeong). Jeong claims priority to International Application No. PCT/KR2003/002916. Submitted herewith is a copy of International Application No. PCT/KR2003/002916 in which in addition to inventor Jeong, four of the co-inventors of the present application are also listed as inventors, namely Hyun LEE, Bong-Ho LEE, Young-Kwon HAHM and Soo-In LEE.

As shown in the Declaration of co-inventor Hyun Lee submitted herewith, the subject matter of Jeong as set forth in the present Office Action contained in PCT/KR2003/002916 and its US Publication counterpart 2006/0262227, is the invention of the four named co-inventors. Accordingly, since the four above-named co-inventors are co-inventors of the present application, as well as the underlying International Application of Jeong, the invention disclosed in Jeong relied upon in support of the rejections under 35 USC 102(e) is not the invention by another and, therefore, is not qualified as prior art under 35 USC 102(e).

Since Jeong does not qualify as prior art, Applicant submits that the rejection of Claims 1-3 and 13 under 35 USC 102(e) as being anticipated by Jeong must be withdrawn.

Accordingly, in view of the foregoing, and since the remaining claims 4-12 are indicated in the Office Action as being allowable, Applicant submits that all claims pending for examination, namely, Claims 1-13 are now in condition for allowance which early Action is requested.

If there are any additional fees due in connection with the filing of this response, please charge those fees to our Deposit Account No. 02-2666. If a telephone interview would expedite the prosecution of this Application, the Examiner is invited to contact the undersigned at (310) 207-3800.

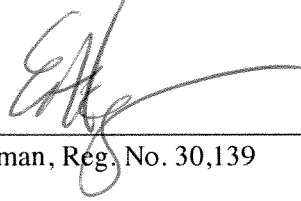
Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN

Date:

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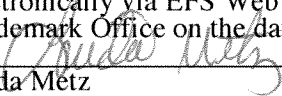
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CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being submitted electronically via EFS Web to the United States Patent and Trademark Office on the date shown below.


Linda Metz

4/15/2010